

REMARKS

Examiner has rejected claims 1-21 under the judicially created doctrine of double patenting over claims 1, 21, 29, 54, 57, 58 and 60 of US 6,275,478. Examiner has rejected claims 1-5, 7-11 and 15 under 35 USC 102(e) as being anticipated by Ali et al (US 5,896,411).

For rejecting claims 1, 4, 11 and 15, Examiner notes (while reciting specifically Fig. 1, elements 130-136, col. 6, line 3-5) that Ali discloses ...

transmitting a power control information packet formed from a plurality of power control bits from a base station to one or more mobile stations of a plurality of mobile stations, wherein each of the power control bits in the power control information packet has a position that is mapped to a selected access channel and to a time offset within the selected access channel....

Applicant has reviewed the cited portion and other portions of Ali reference, Ali does not disclose nor suggest transmitting a power control information packet formed from a plurality of power control bits from a base station to one or more mobile stations of a plurality of mobile stations, wherein each of the power control bits in the power control information packet has a position that is mapped to a selected access channel and to a time offset within the selected access channel. Ali merely discloses in the cited portion and related portions, sending transmit power control bits to different mobile stations for transmission power control. Ali does not disclose, further, that each of the power control bits in the power control information packet has a position that is mapped to a selected access channel and to a time offset within the selected access channel.

Applicant has cancelled without prejudice claims 1-21, and substituted claims 22-27. Applicant requests from Examiner to examine and allow the new claims. Applicant believes the new claims are allowable over the cited references. With regards to the double patenting rejection, Applicant will review such a rejection if made by the Examiner after Examining the new claims 22-27.

Examiner is invited to call the undersigned representative if such a call would expedite the allowance of the application.

Respectfully submitted,

Dated: February 4, 2005

By: S. H. Beladi
S. Hossain Beladi
Attorney for Applicant
Registration No. 42,311

QUALCOMM Incorporated
5775 Morehouse Drive
San Diego, California 92121-1714
Telephone: (858) 651-4470
Facsimile: (858) 658-2502